



General Assembly

January Session, 2013

## ***Amendment***

LCO No. 7314

**\*SB0108107314SD0\***

Offered by:

SEN. MEYER, 12<sup>th</sup> Dist.

To: Subst. Senate Bill No. 1081

File No. 447

Cal. No. 305

### ***"AN ACT CONCERNING RECYCLING AND JOBS."***

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Section 22a-207a of the general statutes is repealed and  
4 the following is substituted in lieu thereof (*Effective October 1, 2013*):

5 (a) As used in sections 22a-208d, 22a-208q and subsection (b) of  
6 section 22a-228: (1) "Composting" means a process of accelerated  
7 biological decomposition of organic material under controlled  
8 conditions; (2) "mixed municipal solid waste" means municipal solid  
9 waste that consists of mixtures of solid wastes which have not been  
10 separated at the source of generation or processed into discrete,  
11 homogeneous waste streams such as glass, paper, plastic, aluminum or  
12 tire waste streams provided such wastes shall not include any material  
13 required to be recycled pursuant to section 22a-241b; [.] and (3) "mixed  
14 municipal solid waste composting facility" means a volume reduction  
15 plant where mixed municipal solid waste is processed using

16 composting technology.

17 (b) As used in this chapter, "end user" means any person who uses a  
18 material for such material's original use or any manufacturer who uses  
19 a material as feedstock to make a marketable product.

20 Sec. 2. Section 22a-208f of the general statutes is repealed and the  
21 following is substituted in lieu thereof (*Effective October 1, 2013*):

22 Notwithstanding the provisions of section 22a-208a, a scrap metal  
23 processor, as described in section 14-67w, shall not be required to  
24 obtain a permit under [said] section 22a-208a if on or before [July 1,  
25 1990] July 31, 2014, and annually [on March thirty-first thereafter, he]  
26 thereafter, such scrap metal processor submits to the Commissioner of  
27 Energy and Environmental Protection, on a form prescribed by the  
28 commissioner, the amount of scrap metals generated within the  
29 borders of the state and purchased or received [from any municipality,  
30 municipal or regional authority, the state or any political subdivision  
31 of the state listed by town of origin. He shall also send to each  
32 Connecticut municipality included in such listing a copy of such  
33 information pertaining to the municipality] by such processor for the  
34 prior state fiscal year, including a good faith estimate of the amount  
35 received directly from in-state construction or demolition sites. Such  
36 report shall identify the monthly amounts of scrap metal generated  
37 within the state that was sent out by such processor, other recyclable  
38 materials generated within the state and recycling residue generated,  
39 and indicate the destination facility type for such materials, including  
40 an indication of whether such facility is in this state.

41 Sec. 3. Subsection (g) of section 22a-220a of the general statutes is  
42 repealed and the following is substituted in lieu thereof (*Effective*  
43 *October 1, 2013*):

44 (g) As used in this section, "collector" means any person who holds  
45 himself out for hire regularly to collect solid waste [on a regular basis]  
46 from residential, business, commercial or other establishments.

47 "Collector" does not include: (1) Any person who transports solid  
48 waste that is incidentally generated during professional or commercial  
49 activities unrelated to the collection of solid waste, such as residential  
50 property repairs, provided such solid waste is self-generated by such  
51 person's professional or commercial activities and such solid waste is  
52 transported to an authorized recycling facility, a permitted recycling  
53 facility, or a permitted solid waste facility, and (2) any person who  
54 transports used materials for the purpose of delivering such materials  
55 to a charitable organization that distributes reused household items or  
56 to a retail facility that sells reused household items.

57 Sec. 4. Subsection (a) of section 22a-226e of the general statutes is  
58 repealed and the following is substituted in lieu thereof (*Effective*  
59 *October 1, 2013*):

60 (a) [Not later than six months after the establishment of service in  
61 the state by two or more permitted source-separated organic material  
62 composting facilities, as defined in section 22a-207, that have a  
63 combined capacity to service the needs of commercial food  
64 wholesalers or distributors, industrial food manufacturers or  
65 processors, supermarkets, resorts or conference centers that each  
66 generate an average projected volume of not less than one hundred  
67 four tons per year of source-separated organic materials] (1) On and  
68 after January 1, 2014, each commercial food wholesaler or distributor,  
69 industrial food manufacturer or processor, supermarket, resort or  
70 conference center that is located not more than twenty miles from an  
71 authorized source-separated organic material composting facility and  
72 that generates an average projected volume of not less than one  
73 hundred four tons per year of source-separated organic materials shall:  
74 [(1)] (A) Separate such source-separated organic materials from other  
75 solid waste; and [(2)] (B) ensure that such source-separated organic  
76 materials are recycled at [a permitted source-separated organic  
77 material composting facility that is not more than twenty miles from  
78 such wholesaler, distributor, manufacturer, processor, supermarket,  
79 resort or conference center, as applicable] any authorized source-

80 separated organic material composting facility that has available  
81 capacity and that will accept such source-separated organic material.

82 (2) On and after January 1, 2020, each commercial food wholesaler  
83 or distributor, industrial food manufacturer or processor, supermarket,  
84 resort or conference center that is located not more than twenty miles  
85 from an authorized source-separated organic material composting  
86 facility and that generates an average projected volume of not less than  
87 fifty-two tons per year of source-separated organic materials shall: (A)  
88 Separate such source-separated organic materials from other solid  
89 waste; and (B) ensure that such source-separated organic materials are  
90 recycled at any authorized source-separated organic material  
91 composting facility that has available capacity and that will accept  
92 such source-separated organic material.

93 Sec. 5. (NEW) (*Effective October 1, 2013*) The Commissioner of  
94 Energy and Environmental Protection, in consultation with other state  
95 agencies or quasi-public agencies, shall identify opportunities for the  
96 establishment of a new, or the expansion of any existing, recycling  
97 infrastructure investment program.

98 Sec. 6. (NEW) (*Effective October 1, 2013, and applicable to assessment*  
99 *years commencing on or after said date*) (a) For the purposes of this  
100 section:

101 (1) "Municipality" has the same meaning as provided in section 12-  
102 129r of the general statutes.

103 (2) "Recycling" has the same meaning as provided in section 22a-207  
104 of the general statutes.

105 (b) Any municipality may, by ordinance adopted by its legislative  
106 body, provide an exemption from property tax for any machinery or  
107 equipment used in connection with recycling that is installed on or  
108 after October 1, 2013. Any such exemption shall apply only to: (1) The  
109 increased value of the commercial or industrial property that is  
110 attributable to such machinery or equipment, and (2) the first fifteen

111 assessment years following installation of such machinery or  
 112 equipment."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2013</i>	22a-207a
Sec. 2	<i>October 1, 2013</i>	22a-208f
Sec. 3	<i>October 1, 2013</i>	22a-220a(g)
Sec. 4	<i>October 1, 2013</i>	22a-226e(a)
Sec. 5	<i>October 1, 2013</i>	New section
Sec. 6	<i>October 1, 2013, and applicable to assessment years commencing on or after said date</i>	New section